IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3571 OF 2002
IN
SUIT NO.2895 OF 1996

Malcolm Francis Anthony Pereira & Anr....Plaintiffs
Vs.
The State of Maharashtra & Ors. ...Defendants

None for the Plaintiffs

Mr.G.W.Mottees, A.G.P. for Defendant

Mr.Manish Gitye i/b. S. Ashwinkumar for Defendant no.11

CORAM: D.G. DESHPANDE,J.
DATED: 3RD DECEMBER, 2004

P.C.

. This is a Motion by Defendant Nos.1 to 4 for setting aside the order of the Prothonotary & Senior Master dated 19th September, 2002 to proceed against the Defendants without written statement. This Motion is served upon the Plaintiff's Advocate and the Advocate for the Defendant Nos. 1 to 4 showed the acknowledgment of the Advocate for the Plaintiffs on his copy of the Motion.

. Advocate for the Defendant nos.1 to 4 states that their written statement is ready. Looking to the interest of the Government in this matter the delay is condoned and they be permitted to file written statement upon undertaking that written statement will be filed within four weeks from today in any case, no

further time will be granted on any count. Therefore, order of Prothonotary and Senior Master is set aside. Motion is disposed of accordingly.

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